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10 **BEFORE THE**
RESPIRATORY CARE BOARD
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

12 In the Matter of the Accusation Against:

Case No. R-2047

13 DENNIS A. VERNON, R.C.P.
14 1401 Ocean Avenue, Apt. #1
Seal Beach, CA 90740

**STIPULATED SURRENDER OF
LICENSE AND ORDER**

15 Respiratory Care Practitioner
16 License No. 23924

17 Respondent.
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19 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this
20 proceeding that the following matters are true:

21 PARTIES

22 1. Stephanie Nunez (Complainant) is the Executive Officer of the
23 Respiratory Care Board of California. She brought this action solely in her official capacity and
24 is represented in this matter by Edmund G. Brown Jr., Attorney General of the State of
25 California, by Samuel K. Hammond, Deputy Attorney General.

26 2. Dennis A. Vernon (Respondent) is representing himself in this proceeding
27 and has chosen not to exercise his right to be represented by counsel.

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3. On or about October 14, 2004, the Respiratory Care Board of California issued Respiratory Care Practitioner License No. 23924 to Respondent. The License was in full force and effect at all times relevant to the charges brought in Accusation No. R-2047 and will expire on October 31, 2007, unless renewed. By order effective May 4, 2007, Respondent's license was revoked; however, revocation was stayed and Respondent was placed on probation for three years with terms and conditions.

4. Respondent is no longer desirous of practicing as a respiratory care therapist and has expressed a desire to surrender his license. Respondent hereby surrenders his license.

5. Respondent understands that by signing this stipulation he enables the Board to issue its order accepting the surrender of his respiratory care license without further process.

6. Should Respondent ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. R-2047 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

CONTINGENCY

7. This stipulation shall be subject to approval by the Respiratory Care Board. Respondent understands and agrees that counsel for Complainant and the staff of the Respiratory Care Board of California may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender of License and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

1 OTHER MATTERS

2 8. The parties understand and agree that facsimile copies of this Stipulated
3 Surrender of License and Order, including facsimile signatures thereto, shall have the same force
4 and effect as the originals.

5 9. In consideration of the foregoing admissions and stipulations, the parties
6 agree that the (Board) may, without further notice or formal proceeding, issue and enter the
7 following Order:

8 ORDER

9 IT IS HEREBY ORDERED that Respiratory Care Practitioner License No. 23924,
10 issued to Respondent Dennis A. Vernon is surrendered and accepted by the Respiratory Care
11 Board.

12 10. The surrender of Respondent's Respiratory Care Practitioner License and
13 the acceptance of the surrendered license by the Board shall constitute the imposition of
14 discipline against Respondent. This stipulation constitutes a record of the discipline and shall
15 become a part of Respondent's license history with the Board.

16 11. Respondent shall lose all rights and privileges as a respiratory care
17 practitioner in California as of the effective date of the Board's Decision and Order.

18 12. Respondent shall cause to be delivered to the Board both his License wall
19 and pocket license certificate on or before the effective date of the Decision and Order.

20 13. Respondent fully understands and agrees that if he ever files an application
21 for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a
22 petition for reinstatement. Respondent must comply with all the laws, regulations and
23 procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all
24 of the charges and allegations contained in Accusation No. R-2047 shall be deemed to be true,
25 correct and admitted by Respondent when the Board determines whether to grant or deny the
26 petition.

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14. Should Respondent ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation No. R-2047 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

15. Respondent shall pay the Board its costs of investigation and enforcement in the amount of \$950.50 on the effective date of the Board's Decision and Order.

ACCEPTANCE

I have carefully read this Stipulated Surrender of License and Disciplinary Order. I understand the stipulation and the effect it will have on my Respiratory Care Practitioner License. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Respiratory Care Board.

DATED: June 13, 2007.

Original signed by:
Dennis A. Vernon
Respondent

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ENDORSEMENT

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 The foregoing Stipulated Surrender of License and Disciplinary Order is hereby
respectfully submitted for consideration by the Respiratory Care Board of the Department of
Consumer Affairs.

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DATED: June 18, 2007

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EDMUND G. BROWN JR., Attorney General
of the State of California

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THOMAS S. LAZAR
Supervising Deputy Attorney General

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Original signed by:
SAMUEL K. HAMMOND
Deputy Attorney General

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Attorneys for Complainant

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**BEFORE THE
RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

DENNIS A. VERNON, R.C.P.
1401 Ocean Avenue, Apt. #1
Seal Beach, CA 90740

Respiratory Care Practitioner
License No. 23924

Respondent.

Case No. R-2047

DECISION AND ORDER

The attached Stipulated Surrender of License and Order is hereby adopted by the Respiratory Care Board, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on July 23, 2007.

It is so ORDERED July 12, 2007.

Original signed by: _____

LARRY L. RENNER, BS, RRT, RCP, RPFT
PRESIDENT, RESPIRATORY CARE BOARD
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA